

MR1957-619
Application Serial No. 09/987,218
Responsive to Office Action of 8 February 2005

REMARKS

This case has been reviewed and analyzed in view of the Official Action dated 8 February 2005. Responsive to the rejections made in the outstanding Official Action, Claim 1 has been amended to clarify the combination of elements that form the invention of the subject Patent Application. Claims 5 and 6 have been amended to change the dependency thereof and Claims 2 - 4 and 7 are canceled.

In the Official Action, the Examiner rejected Claim 1 under 35 U.S.C. § 103(a), as being unpatentable over Ballard, U.S. Patent #6,727,916, in view of the admitted prior art. However, the Examiner stated that Claims 4-6 would be allowable if rewritten in Independent form including all of the limitations of the base Claim and any intervening Claims.

Claim 1 has been amended to incorporate the subject matter of Claim 4 therein, thereby effectively rewriting Claim 4 in independent form and including all of the limitations of the base claim (Claim 1) and any intervening claims (which there were none). A further limitation distinguishing differences in reply from a cellular phone vs. a server has also been added, as described in the Specification, page 4, line 24 - page 5, line 7.

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It is now believed that the subject Patent Application has been placed in condition for allowance, and such action is respectfully requested.

Respectfully submitted,


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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office, Art Unit # 2173, at (703) 872-9306, on the date shown below.

For: ROSENBERG, KLEIN & LEE


DAVID I. KLEIN

5/9/2005
Date